

**To:** Harrison, Melissa[Harrison.Melissa@epa.gov]  
**Cc:** Ward, W. Robert[Ward.Robert@epa.gov]; Card, Joan[Card.Joan@epa.gov]; Boydston, Michael[Boydston.Michael@epa.gov]; Sisk, Richard[Sisk.Richard@epa.gov]; Mills, Derek[Mills.Derek@epa.gov]; Engels, Alan[engels.alan@epa.gov]; Coursen, Robin[Coursesn.Robin@epa.gov]; Grantham, Nancy[Grantham.Nancy@epa.gov]  
**From:** Dolph, Becky  
**Sent:** Tue 10/13/2015 7:55:39 PM  
**Subject:** RE: GKM -- WAF for BOR

## Attorney Client/Ex. 5

**From:** Harrison, Melissa  
**Sent:** Tuesday, October 13, 2015 3:08 PM  
**To:** Dolph, Becky  
**Cc:** Ward, W. Robert; Card, Joan; Boydston, Michael; Sisk, Richard; Mills, Derek; Engels, Alan; Coursen, Robin; Grantham, Nancy  
**Subject:** Re: GKM -- WAF for BOR

## Attorney Client/Ex. 5

Melissa Harrison

Press Secretary

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Harrison.Melissa@epa.gov

On Oct 13, 2015, at 2:28 PM, Dolph, Becky <[Dolph.Becky@epa.gov](mailto:Dolph.Becky@epa.gov)> wrote:

Bob and Joan – based on email traffic below, it appears that our Work Assignment Form for the BOR investigation into the GKM was given to an AP reporter Friday. Attorney Client/Ex. 5

## Attorney Client/Ex. 5

Thanks,

Becky

**From:** Harrison, Melissa  
**Sent:** Tuesday, October 13, 2015 2:12 PM  
**To:** Engels, Alan  
**Cc:** Boydston, Michael; Sisk, Richard; Mills, Derek; Dolph, Becky  
**Subject:** Re: Associated Press inquiry and BOR scope

This is no longer an issue. The reporter received the document from the Department of Interior on Friday.

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On Oct 13, 2015, at 2:04 PM, Engels, Alan <[engels.alan@epa.gov](mailto:engels.alan@epa.gov)> wrote:

Melissa:

The request for the document should really be requested through FOIA.

Would you please speak with **Matthew Brown** and ask that he submit a FOIA of the specific document, or was there another method of thinking you were

thinking of in asking the region for the document?

I will forward you Becky Dolph's response to this matter as well,

Attorney Client/Ex. 5

**Attorney Client/Ex. 5**

Alan V.J.S. Engels

FOIA Officer

U.S. EPA, 8TMS-I

1595 Wynkoop St., Denver, Colorado 80202

(303)-312-6306

[Engels.Alan@EPA.GOV](mailto:Engels.Alan@EPA.GOV)

**From:** Boydston, Michael  
**Sent:** Tuesday, October 13, 2015 11:23 AM  
**To:** Sisk, Richard; Mills, Derek  
**Cc:** Engels, Alan; Dolph, Becky  
**Subject:** RE: Associated Press inquiry and BOR scope

**Attorney Client/Ex. 5**

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Michael Boydston

Office of Regional Counsel, EPA Region 8

303.312.7103

**From:** Sisk, Richard  
**Sent:** Tuesday, October 13, 2015 11:01 AM  
**To:** Mills, Derek; Boydston, Michael  
**Subject:** FW: Associated Press inquiry and BOR scope

## Attorney Client/Ex. 5

Richard Sisk  
Attorney  
U.S. EPA Region 8  
ENF-L  
1595 Wynkoop  
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**From:** Wharton, Steve  
**Sent:** Tuesday, October 13, 2015 9:02 AM  
**To:** Sisk, Richard  
**Cc:** Madigan, Andrea; Murray, Bill; Williams, Laura  
**Subject:** FW: Associated Press inquiry and BOR scope

## Attorney Client/Ex. 5

Steve

**From:** Coursen, Robin  
**Sent:** Tuesday, October 13, 2015 8:50 AM  
**To:** Wharton, Steve  
**Cc:** Christensen, Stanley; Murray, Bill; Stalcup, Dana; StClair, Christie; Mahmud, Shahid; Williams, Laura; Nguyen, Duc  
**Subject:** RE: Associated Press inquiry and BOR scope

All (and if this needs to be forwarded to others please do so), I have attached the WAF that initiated the BOR work at Gold King. This was funded through an existing removal IA and Duc Nguyen is the PO. Tom Luebke at the BOR is the contact for this IA and coordinates the peer reviews by the COE and USGS. His email is Luebke, Thomas [tluebke@usbr.gov](mailto:tluebke@usbr.gov). If you have any further questions feel free to call me.

**From:** Wharton, Steve  
**Sent:** Friday, October 09, 2015 2:20 PM  
**To:** Coursen, Robin  
**Cc:** Christensen, Stanley  
**Subject:** FW: Associated Press inquiry

Robin – Were you involved in setting up the BOR review of the Gold King Mine incident?

Thanks,  
Steve

**From:** Williams, Laura  
**Sent:** Friday, October 09, 2015 10:59 AM  
**To:** Murray, Bill; Wharton, Steve  
**Subject:** FW: Associated Press inquiry

You might also want to be looking for this information. You're not on their lists but you will be shortly. - lw

**From:** StClair, Christie  
**Sent:** Friday, October 09, 2015 10:56 AM  
**To:** Stalcup, Dana; Williams, Laura; Dreyfus, Melissa G.; Deitz, Randy; Cohen, Nancy; Bassler, Rachel; Mahmud, Shahid; Gartner, Lois; Fitz-James, Schatzi  
**Subject:** RE: Associated Press inquiry

Looping in Lois and Schatzi. Thanks everybody!

Christie St. Clair

Office of Public Affairs

Environmental Protection Agency

Washington, DC

o: 202-564-2880

m: 202-768-5780

**From:** StClair, Christie  
**Sent:** Friday, October 09, 2015 12:52 PM  
**To:** Stalcup, Dana; Williams, Laura; Dreyfus, Melissa G.; Deitz, Randy; Cohen, Nancy; Bassler, Rachel; Mahmud, Shahid  
**Subject:** Associated Press inquiry

Hi all, can you please help us track down this document the reporter is referring to?

“EPA/BOR Superfund Program Work Authorization Form dated 8/20/2015 and any attachments”

And let me know if there are any “additional documents that detail the nature and scope of the work that Interior was requested to conduct as part of its independent assessment of the Aug. 5 Gold King Mine incident.”

We're checking with the reporter about his deadline.

Thank you!

**Christie St. Clair**

Office of Public Affairs

Environmental Protection Agency

Washington, DC

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m: 202-768-5780

**From:** Harrison, Melissa

**Sent:** Friday, October 09, 2015 11:52 AM

**To:** Grantham, Nancy; StClair, Christie; EOC Public Information; Smith, Paula

**Subject:** FW: Gold King

Hey team-will you work on figuring out what this doc “EPA/BOR Superfund Program

Work Authorization Form dated 8/20/2015 and any attachments" is per his request?

Melissa J. Harrison

Press Secretary

U.S. Environmental Protection Agency

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[Harrison.Melissa@epa.gov](mailto:Harrison.Melissa@epa.gov)

**From:** Brown, Matthew [mailto:MBrown@ap.org]

**Sent:** Friday, October 09, 2015 11:40 AM

**To:** Harrison, Melissa

**Cc:** Allen, Laura; Press

**Subject:** RE: Gold King

Thanks for getting back to me Melissa. I have tried the Bureau of Reclamation and will try Jessica Kershaw as well.

In the interim, please provide a copy of the EPA/BOR Superfund Program Work Authorization Form dated 8/20/2015 and any attachments. Please also provide any additional documents in the EPA's possession that detail the nature and scope of the work that the Department of Interior was requested to conduct as part of its independent assessment of the Aug. 5 Gold King Mine incident. This information should be available to the public under the federal Freedom of Information Act.

Thanks for your time.

Matt Brown

**Matthew Brown**

Associated Press Correspondent

PO Box 36300

Billings, MT 59107

[mbrown@ap.org](mailto:mbrown@ap.org)

phone-406 896 1528

mobile-406 696 4213

fax-406 896 8117

**From:** Harrison, Melissa [mailto:[Harrison.Melissa@epa.gov](mailto:Harrison.Melissa@epa.gov)]

**Sent:** Friday, October 09, 2015 9:13 AM

**To:** Brown, Matthew

**Cc:** Allen, Laura; Press

**Subject:** Re: Gold King

Hey Matt-these are all questions which should be addressed to the Department of Interior. You can reach out to Jessica Kershaw at: [jessica\\_kershaw@ios.doi.gov](mailto:jessica_kershaw@ios.doi.gov)

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On Oct 9, 2015, at 11:03 AM, Brown, Matthew <[MBrown@ap.org](mailto:MBrown@ap.org)> wrote:

Hi Laura, Melissa-

I'm seeking more information about Gold King investigation, specifically whether it will address issues of potential negligence and/or criminal responsibility, as EPA Administrator Gina McCarthy suggested in her appearance before the House Natural Resources and Oversight committees.

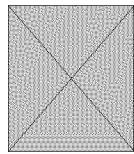
A Politico story yesterday described a "work form" that details the scope of work Interior's Bureau of Reclamation was to undertake.

Is it the EPA's understanding that issues regarding negligence or criminal responsibility will be addressed in the Dept of Interior Investigation? Was a specific request made to Interior to consider those issues? Are those issues being addressed in the EPA's internal review?

Please provide a copy of the EPA/BOR Superfund Program Work Authorization Form and any attachments. Please also provide any additional documents that detail the nature and scope of the work that Interior was requested to conduct as part of its independent assessment of the Aug. 5 Gold King Mine incident. This information should be public under the federal Freedom of Information Act.

Thanks for your time. I also left a voice mail for Laura.

Matt Brown



**Matthew Brown**

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